

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.

: 10/749,046

Confirmation No. 7407

Applicant

: William J. Boyle et al.

Filed

: December 29, 2003

Art Unit

: 3762

Examiner

Jaime Corrigan

Title

EMBOLIC PROTECTION DEVICES

Docket No.:

ACSES-66147 (1738C)

Los Angeles, California

Customer No.

24201

July 20, 2006

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

## Dear Sir:

Pursuant to the duty of disclosure and 37 CFR § 1.97(c)(2), enclosed is Form PTO SB/08a, listing two (2) references which may be material to the patentability of the invention. The Examiner is respectfully requested to consider and cite the references. It is additionally requested that the Examiner indicate consideration of the cited references by returning a copy of the attached Form PTO SB/08a with initials and/or other appropriate marks. Copies of U.S. references are omitted pursuant to 1276 Off. Gaz. Pat. Off. 55, 8/5/2003: "The Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC 371 after June 30, 2003. See 37 CFR 1.491(b)."

This statement is not a representation that all of the information cited is necessarily effective as prior art against the present application or that a prior art search was performed.

This Information Disclosure Statement is being submitted pursuant to 37 CFR 1.97(b)(3), prior to the first Office Action on the merits, and therefore no fee is due. However, if a fee is in fact due, the Commissioner is authorized to charge any additional fee(s) to our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

**FULWIDER PATTON LLP** 

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Information Disclosure Statement dated July 20, 2006

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Complete if Known Substitute for form 1449A/PTO 10/749,046 Application Number December 29, 2003 Filing Date INFORMATION DISCLOSURE First Named Inventor William J. Boyle et al. STATEMENT BY APPLICANT 3762 Art Unit Jaime Corrigan Examiner Name (use as many sheets as necessary) of 1 Attorney Docket Number ACSES 66147 (1738C) Sheet U.S. PATENT DOCUMENTS Name of Patentee or Pages, Columns, Lines, Where Document Number **Publication Date** Examiner Cite Relevant Passages or Relevant Kind Code<sup>2</sup> Applicant of Cited Number MM-DD-YYYY Initials\* (if known) Document Figures Appear 11 28 2000 T. E. Broome et al. 6,152,946 01 09 2001 J. Daniel et al. 6,171,327 FOREIGN PATENT DOCUMENTS Foreign Patent Document Name of Patentee or Pages, Columns, Lines Publication Date **T**6 Examiner Cite Where Relevant Passages Applicant of Cited Kind<sup>3</sup> MM-DD-YYYY Initials\* Document or Relevant Figures Appear Office<sup>3</sup> Number (if known)

Examiner Signature

Date

Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \(^1\) Applicant's unique citation designation number (optional). \(^2\) See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. \(^3\) Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). \(^4\) For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. \(^5\) Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. \(^6\) Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.